

THE JUDICIAL COUNCIL OF THE SEVENTH CIRCUIT
219 South Dearborn Street
Chicago, Illinois 60604

October 13, 2020

Chief Judge Diane S. Sykes

No. 07-20-90094

IN RE COMPLAINT AGAINST A JUDGE:

MEMORANDUM

Complainant filed a successive misconduct complaint against the judge who handled his postconviction motion in his criminal case. The complaint alleges that the judge knowingly made a false statement of fact in a decision denying complainant's motion for recusal. There is no basis for this allegation. Moreover, any complaint that is "directly related to the merits of a decision or procedural ruling" must be dismissed. 28 U.S.C. § 352(b)(1)(A)(ii); *see also* Rule 11(c)(1)(B) of the Rules for Judicial-Conduct and Judicial-Disability Proceedings. "Any allegation that calls into question the correctness of an official action of a judge ... is merits related." Standard 2 for Assessing Compliance with the Act, *Implementation of the Judicial Conduct and Disability Act of 1980: A Report to the Chief Justice* 145 (2006).

The complaint is dismissed pursuant to 28 U.S.C. § 352(b)(1)(A)(ii) and (iii).